The opinion in support of the decision being entered today was  $\underline{not}$  written for publication in a law journal and is  $\underline{not}$  binding precedent of the Board.

## UNITED STATES PATENT AND TRADEMARK OFFICE

## BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

Ex parte KEN HASSEN

Application 10/073,978

ORDER DISMISSING APPEAL

MAILED

FEB 1 6 2005

U.S. PATENT AND TRADEMARK OFFICE BOARD OF PATENT APPEALS AND INTERFERENCES

Before HARKCOM, <u>Acting Chief Administrative Patent Judge</u>, and WILLIAM F. SMITH and SCHEINER, <u>Administrative Patent Judges</u>.

Per curiam.

On April 29, 2003, appellant filed a Notice of Appeal. On January 26, 2005, appellant filed a communication requesting express abandonment of this application.

Accordingly, it is

ORDERED that the appeal is dismissed.

Application 10/073,978

The application is being returned to the examiner for further action as may be appropriate.

Gary V. Harkoom, Acting Chief ) Administrative Patent Judge )

William F. Smith
Administrative Patent Judge

**BOARD OF PATENT** 

**APPEALS AND** 

**INTERFERENCES** 

Toni R. Scheiner Administrative Patent Judge

Oblon, Spivak, McClelland, Maier & Neustadt, PC 1940 Duke Street Alexandria, VA 22314

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